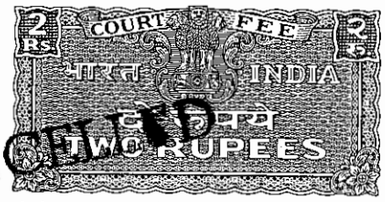


CANCELLED

CANCELLED

(1) (3)

dist

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

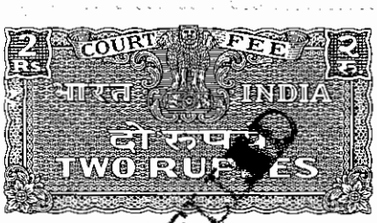
M.A. No 766 **/2003**

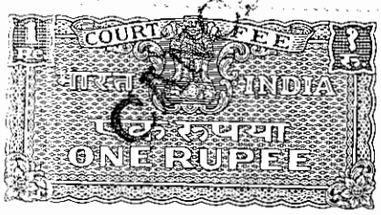
Division Bench

APPELLANT :1. Palni Swami, aged about 47 years
CLAIMANT S/o. Bengda Salam,

2. Dhanlaxmi, aged about 44 years
W/o. Palni Swami,

Both are by caste Gond, R/o. Village Chhotiya, Tah. Katghora, Distt. Korba Chhattisgarh





CANCELLED

VERSUS

RESPONDENTS :1 Puran Lal, Aged 28 years
DRIVER S/o. Ishwari Lal Sahu,
R/o. Neharu Nagar, Bhilai
Distt. Durg (C.G.)

P. R. No. 16.5.03
Presented by Shri Gautam Khobragade
dated 13.06.03

OWNER 2. Vinod Kumar, aged about 32 years
S/o. Ramchandra Singh
R/o. Yadunandan Nagar Bilaspur (C.G.)

INSURER 3. The New India Assurance Company
Office Bilaspur (C.G.)

Claims before the Tribunal **Rs.** 9,43,000/-
Court fee paid 15/-
Awarded amount 1,85,800/-
Same in the present appeal.

MISCELLANEOUS APPEAL U/S 173 OF THE MOTOR VEHICLE ACT, 1988

HIGH COURT OF CHHATTISGARH; BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL No. 788 OF 2003

Appellants: Palni Swami and another

Versus

Respondents: Puran Lal & others

(Arising out of Claim Case No. 19/2002)

3-2-2007

Shri Goutam Khetrapal, counsel for the appellants.

None for respondents No. 1 & 2.

Shri Sanjay Bhatt, Administrative Officer, the New India Assurance Co. Ltd., with Shri Ali Asgar, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.63,000/- (Rupees sixty-three thousand only) to the appellants.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellants shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.630/- (Rupees six hundred thirty only) shall be paid to counsel for the appellants directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
V.K. Shrivastava
Judge -Lok Adalat
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Raju